

**State of California, Court of Appeal
Fourth Appellate District, Division 3
August 23, 2004**

CRIM No. G032290	THE PEOPLE v. JOSE FRANCISCO RODRIGUEZ	Not for publication
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Opinion filed. Judgment affirmed.

Ikola, J.

We concur: Bedsworth, Acting P. J.
Moore, J.

CIVIL No. G032731	VICTOR S. D'AMORE v. RITZ-CARLTON HOTEL COMPANY et al.	Not for publication
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Opinion filed. Judgment affirmed.

Aronson, J.

We concur: Bedsworth, Acting P. J.
Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
August 24, 2004**

CRIM	THE PEOPLE	Not for publication
No.	v.	
G031317	DEXTER LAMONT HYATT	

Opinion filed. Judgment affirmed in part, reversed in part and remanded.
Bedsworth, J.

I concur: O’Leary, J.
Dissenting: Sills, P. J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G031416	ROMEL GIBSON	

Opinion filed. Judgment affirmed in part, reversed in part and remanded.
Bedsworth, J.

I concur: O’Leary, J.
Dissenting: Sills, P. J.

CIVIL	FOROUGH FARROKH	Not for publication
No.	v.	
G032994	CALIFORNIA UNEMPLOYMENT INSURANCE APPEALS BOARD; ORANGE COUNTY DEPARTMENT OF EDUCATION	

Opinion filed. Judgment affirmed.

Moore, J.

We concur: O’Leary, Acting P. J.
Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
August 24, 2004 (Cont'd)**

CIVIL	CALVARY CHAPEL OF COSTA MESA	Not for publication
No.	v.	
G033388	JOHN ROBERT SCHMIDT	

Opinion filed. Judgment affirmed.

Moore, J.

We concur: Sills, P. J.
O'Leary, J.

CIVIL	COUNTY OF ORANGE
No.	v.
G034318	MORGAN WOODS

Order filed. Counsel for appellant filed a letter brief on August 20, 2004, indicating the appeal is now moot. Accordingly, the appeal is DISMISSED as moot.

Sills, P. J.

CIVIL	COUNTY OF ORANGE
No.	v.
G034321	MIKE VILLAFLORES

Order filed. Counsel for appellant filed a letter brief on August 20, 2004, indicating the appeal is now moot. Accordingly, the appeal is DISMISSED as moot.

Sills, P. J.

CRIM	THE PEOPLE,
No.	v.
G033445	BERNABE OCAMPO

Order filed. Appellant having filed an abandonment of appeal in this court, the appeal is DISMISSED. (Cal. Rules of Court, rule 30.3) The clerk of this court is directed to issue the remittitur forthwith.

Sills, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
August 25, 2004**

CIVIL	ROBERT JOHN GIRARD II	Not for publication
No.	v.	
G032836	CHON GUTIERREZ, as Director, etc.	

Opinion filed. Judgment reversed and remanded with directions.
Fybel, J.

We concur: Bedsworth, Acting P.J.
Ikola, J.

CIVIL	PACIFIC DECISION SCIENCES	Certified for publication
No.	CORPORATION et al.	
G033648	v.	
	THE SUPERIOR COURT OF	
	CALIFORNIA, COUNTY OF ORANGE;	
	MELVIN J. MAUDLIN	

Opinion filed. Petition granted; writ issued.
Ikola, J.

We concur: Rylaarsdam, Acting P.J.
Bedsworth, J.

CIVIL	WESTCHESTER FIRE INSURANCE	
No.	COMPANY et al.	
G034256	v.	
	NATIONWIDE MUTUAL INSURANCE	
	COMPANY	

Order filed. Appellant failed to timely file a Civil Case Information Statement pursuant to California Rules of Court, rule 1(f), after notice that appellant was in default. Accordingly, the appeal is DISMISSED.

Sills, P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
August 26, 2004**

CRIM	THE PEOPLE	Not for publication
No.	v.	
G030393	THOMAS MICHAEL MURPHY	

Opinion filed. Judgment affirmed.

Rylaarsdam, Acting P. J.

We concur: Fybel, J.
 Ikola

CIVIL	JOSEPH CERNI	Not for publication
No.	v.	
G031818	DAVID AXE et al.	
G032300		

Opinion filed. Judgment reversed with directions.

Bedsworth, J.

We concur: Sills, P. J.
 Rylaarsdam, J.

CIVIL	INLINE, INC., et al.	
No.	v.	
G031864	A.V.L. HOLDING COMPANY et al.	

Order filed. Pursuant to rule 23(e), California Rules of Court, submission of the above matter is hereby vacated and the cause resubmitted as of this date for the period allowed by law. The reason submission is vacated is to allow additional time for the preparation of the court's opinion. (Cal. Rules of Court, rule 23(e).)

O'Leary, Acting P. J.

We concur: Aronson, J.
 Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
August 26, 2004 (Cont'd)**

CIVIL No. G032680	SEDIGHE NASSERI-NIK v. MOHSEN PEJMAN-ZADEH; ORANGE COUNTY DEPARTMENT OF CHILD SUPPORT SERVICES	Not for publication
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Opinion filed. Judgment affirmed.

Rylaarsdam, J.

We concur: Sills, P. J.
O'Leary, J.

CIVIL No. G032698	CYNTHIA BURKE HOLLOWAY v. QUEST SOFTWARE, INC.	Not for publication
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Opinion filed. Judgment affirmed.

Fybel, J.

We concur: Rylaarsdam, Acting P. J.
Ikola, J.

CRIM No. G033402	In re KENNETH ROBERT OGEA on Habeas Corpus	Certified for publication
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Order filed. It is ordered that the opinion filed herein on August 20, 2004, be modified as follows: On page 14, under the heading "DISPOSITION," after the existing sentence, add the following new sentence: "This court's previously issued stay order is dissolved."

Fybel, J.

We concur: O'Leary, Acting P. J.
Moore, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
August 26, 2004 (Cont'd)**

CIVIL
No.
G033949

SEANA R.
v.
THE SUPERIOR COURT OF
ORANGE COUNTY;
ORANGE COUNTY SOCIAL
SERVICES AGENCY et al.

Not for publication

Opinion filed. Petition denied.

O'Leary, J.

We concur: Sills, P. J.
Aronson, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
August 27, 2004**

CIVIL No. G031043	SCOTTSDALE INSURANCE COMPANY et al. v. CITY OF HUNTINGTON BEACH	Not for publication
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Opinion filed. Judgment affirmed.

Moore, J.

We concur: O’Leary, Acting P. J.
Fybel, J.

CIVIL No. G031928	JOSHUA L. FREY et al. v. TRANS UNION CORPORATION
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Order filed. Pursuant to rule 23(e)(1), California Rules of Court, submission of the above matter is hereby vacated to invite the parties to file letter briefs on or before September 14, 2004, addressing the following issue: What is the impact of the California Supreme Court’s recently filed opinion in Sav-on Drug Stores, Inc. v. Superior Court (Aug. 26, 2004, S106718)___ Cal.4th ___[2004 D.A.R. 10627] on this appeal? The matter will be resubmitted on September 14, 2004.

Bedsworth, Acting P. J.

We concur: Aronson, J.
Fybel, J.

CIVIL No. G032987	MARY ANDERSON, as Trustee, etc. v. JP MORGAN CHASE et al.	Not for publication
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Opinion filed. Judgment reversed and remanded.

Aronson, J.

We concur: Bedsworth, Acting P. J.
Ikola, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
August 27, 2004 (Cont'd)**

CRIM	THE PEOPLE	Not for publication
No.	v.	
G033037	JORGE AGUAYO AGUILAR	

Opinion filed. Judgment affirmed.

Aronson, J.

We concur: Bedsworth, Acting P. J.
Fybel, J.

CIVIL	CRAIG MITCHELL	
No.	v.	
G033951	PROSPECT MEDICAL SYSTEM INC., et al.	

Order filed. Settlement having been effected, the stipulation filed by the parties to dismiss the appeal is ACCEPTED by the court and the appeal is DISMISSED. Each party shall bear their own costs on appeal. The clerk of this court is directed to issue the remittitur forthwith.

Sills, P. J.

CIVIL	ERNESTO B.	Not for publication
No.	v.	
G034092	THE SUPERIOR COURT OF ORANGE COUNTY; ORANGE COUNTY SOCIAL SERVICES AGENCY et al.	

Opinion filed. Petition denied.

Aronson, J.

We concur: Bedsworth, Acting P. J.
Ikola, J.